

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ASIAN-AMERICAN LICENSED
BEVERAGE ASSOCIATION, et al.

Plaintiffs,

v.

CITY OF PHILADELPHIA, et al.

Defendants.

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CIVIL ACTION

Case No. 2:24-cv-06348

Jury Trial Demanded

**PLAINTIFFS’ OMNIBUS RESPONSE IN OPPOSITION TO CITY DEFENDANTS’ AND
COMMONWEALTH DEFENDANTS’ MOTIONS TO DISMISS PLAINTIFFS’
AMENDED COMPLAINT**

Plaintiffs, Asian-American Licensed Beverage Association D/B/A Asian-American Licensed Beverage Association Of Philadelphia (“AALBA”), Yo Deli, Inc., Best Beer, Inc., Sky Beer Deli, Inc., Maya Investment Group, LLC, 7701 Ogontz, Inc., CDD 725, Inc. and Arab American Business And Professional Association Of The Delaware Valley (“AAB”) file this Omnibus Response in Opposition to Defendants, Cherelle Parker, In Her Official Capacity as Mayor of the City of Philadelphia, City of Philadelphia, David W. Sunday, Jr., In His Official Capacity as Attorney General of the Commonwealth of Pennsylvania, Pennsylvania State Police Bureau of Liquor Control Enforcement and Pennsylvania Liquor Control Board Motions to Dismiss Plaintiffs’ Amended Complaint and deny the facts and requests for relief described therein. For the reasons set forth in the accompanying memorandum of law, incorporated herein by reference, Defendants’ arguments pursuant to Federal Rule of Civil Procedure 12(b)(1) and 12(b)(6) fail.

Oral argument is requested.

WHEREFORE, the Motions to Dismiss should be denied in their entirety.

Respectfully submitted,

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By: /s/ Kyle Garabedian

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Dated: February 24, 2025

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	:	
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	:	

CERTIFICATE OF SERVICE

I, Kyle Garabedian, hereby certify on this 24th day of February 2025, I caused a true and correct copy of Plaintiffs' Omnibus Response in Opposition to City Defendants and Commonwealth Defendants' Motions to Dismiss Plaintiffs' Amended Complaint to be served upon the following via electronic mail:

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Dated: February 24, 2025